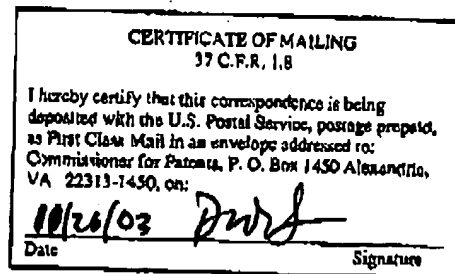


#9

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Tuan et al.)	Attorney Docket No. UNVN 69827
Serial No.: 09/890,445)	Examiner: John A. Jeffrey
Filing Date: July 30, 2001)	Group Art No.: 3742
Title: HEATED BRIDGE DECK SYSTEM AND MATERIALS AND METHOD FOR CONDUCTING THE SAME)	

DECLARATION UNDER 37 C.F.R. § 1.132

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Sherif Yehia, hereby declare as follows:

1. I reside at 5588 Bay Meadow Trl., Portage, MI 49024.
2. Christopher Tuan, Lim Nguyen, Bing Chen and I are the named inventors on U.S. Application Serial No. 09/890,445, filed on July 30, 2001.
3. An article entitled article from Crossroads 2000 (Iowa State Univ.) entitled "Bridge Deck Deicing" to Yehia and Tuan was used to reject Application Serial No. 09/890,445 under 35 U.S.C. § 102(a).

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4. The conference paper was presented at a conference by Chris Tuan and I. Conferences are generally specific to a theme, or to a particular subject matter (i.e. road construction techniques for civil engineers, etc...) and generally speaking ONLY people in that scientific community participate in the conference. In this case the conference was a civil engineering conference, so only Chris Tuan and I attended, and they were the only ones who presented the paper. As the only two presenters, they were the only two authors listed when the conference paper was published in the proceedings of the conference.

5. Bing Chen and Lim Nguyen are electrical engineers and did not attend the conference. However, they are cited in the acknowledgement section of the conference paper, which does recognize their participation and contribution to the research for the article.

6. Bing Chen and Lim Nguyen did participate in the research for and preparation of the article and subsequently the patent application.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

VLB Yehia
Sherif Yehia

11/20/2003

Date

Respectfully submitted,

David Wade Schnell

David Wade Schnell
Reg. No. 53,563

DWS:nlm

SHOOK, HARDY & BACON L.L.P.
One Kansas City Place
1200 Main Street
Kansas City, Missouri 64105-2118
816/474-6550

Subscribed and sworn before me
this 27 day of November 2003.

Nancy A. Killingsworth

NANCY A. KILLINGSWORTH
NOTARY PUBLIC KALAMAZOO CO., MI
MY COMMISSION EXPIRES NOV 4, 2006

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